February 10, 2015

MINUTES OF THE REGULAR MEETING OF THE LA SALLE CITY COUNCIL HELD IN THE COUNCIL CHAMBERS, 745 SECOND STREET, LA SALLE, IL. 7:00 P.M., Tuesday, February 10, 2015

#### **CALL TO ORDER**

The meeting was called to order by Mayor Jeff Grove at 7:02 p.m.

# **PLEDGE OF ALLEGIANCE**

Mayor Grove requested a moment of silence in memory of Lily Rosploch.

## **ROLL CALL**

**Present**- Mayor Grove, Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider **Excused Absence**: Alderman Ptak

#### **APPROVAL OF MINUTES**

Moved by Alderman Demes and seconded by Alderman Reynolds that the minutes of the regular City Council meeting held on Tuesday, January 27, 2015 are accepted and placed on file. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

#### **PETITIONS**

Moved by Alderman Lavieri and seconded by Herndon to allow Hennepin Mayor Kevin Coleman and Princeton City Manager Jeff Clawson to address the council regarding regional economic development. Voice vote, all ayes. Motion carried.

Mayor Kevin Coleman and City Manager Jeff Clawson presented details to the council regarding the Economic Development Corporation of North Central Illinois. The group will be made up of 13-15 members, with representatives from both the private and public sectors. The group plans to focus on economic development and marketing for our region. The corporation plans to have an annual operating budget of \$400,000 and three staff positions including a director, assistant director and secretary. Mr. Clawson indicated that at this time there are 15 entities on board and they hope to have commitments to the group by March with hiring beginning in April. Mayor Grove indicated that the city is considering all options at this time, but does not foresee belonging to more than one economic development group.

Moved by Alderman Duncan and seconded by Alderman Schneider to approve the requests for 2015 Raffle Licenses to the Better Fishing of Northern Illinois Association and the Lighted Way Association Foundation. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried. (Alderman Lavieri abstained from voting)

Moved by Alderman Lavieri and seconded by Alderman Schneider to approve the requests of AT&T to place (1) 30"x48"x36" fiberglass handhole in municipal right of way in front of 340 Raccuglia Drive, Dig pit to expose end of customer pipe, place 1.24" innerduct by directional bore from new handhole, 638', southeast to continue into IDOT right of way. Each and every alderman has a copy. Voice vote, all ayes. Motion carried.

Moved by Alderman Herndon and seconded by Alderman Lavieri to approve the request to place a dumpster on Sixth Street in front of 1055 Sixth Street for one week. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

Moved by Alderman Herndon and seconded by Alderman Lavieri to accept the recommendation of the Finance Committee and deny the request from the Central States Committee regarding sponsorship for the Senior Baseball Regional Tournament. Each and every alderman has a copy. Voice vote, all ayes. Motion carried.

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Discussion followed regarding a request to make one side of Second Street between La Harpe and Sterling no parking. Alderman Bacidore referred the issue to the Streets, Alleys and Traffic Committee which will meet on Tuesday, February 24, 2015.

#### STANDING COMMITTEES

Moved by Alderman Reynolds and seconded by Alderman Demes to accept the recommendation of the Streets, Alleys, and Traffic Committee and send a letter to all business owners and landlords in the downtown business district explaining the city's expectation regarding the shoveling of sidewalks after snowfall, as well as thank those who already doing so. Letters will be sent to owners on First to Third Streets between Hennepin to Bucklin.

ROLL CALL: AYE: Alderman Demes, Reynolds

NAY: Alderman Bacidore, Lavieri, Duncan, Herndon, Schneider

Absent: Alderman Ptak Abstain: None

**Motion Failed 2-5** 

### **SPECIAL COMMITTEES**

Moved by Alderman Bacidore and seconded by Alderman Reynolds to accept the recommendation of the Zoning Board of Appeals regarding the petition from Bob Jansen, CEO of Rojjan Properties, LLC for variance and/or exception from the provisions of the Zoning Ordinance as amended by Ordinance 1748 to allow for use of the present residential structure on the eastern portion of premises located at 842-844 Second Street as residential purposes and related matters.

**ROLL CALL**: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Alderman Ptak Abstain: None

**Motion Carried 7-0** 

#### **OLD BUSINESS**

Moved by Alderman Schneider and seconded by Alderman Lavieri to approve, pay and place on file Pay Application Invoice 012115 from Midwest Testing, Inc. totaling \$4,770.00 for 2014 MFT Road Improvements. Each and every alderman has a copy.

**ROLL CALL:** AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Alderman Ptak Abstain: None

**Motion Carried 7-0** 

Attorney McPhedran briefly reviewed the reasons potential amendments to the Subdivision Ordinance may be beneficial to the city and developers, in terms of both cost and time. Discussion followed. Once the Planning Commission meets and makes a recommendation, the issue will be referred back to the council for further consideration and potential approval.

Moved by Alderman Duncan and seconded to Alderman Schneider that the issue of amending the Subdivision Ordinance to streamline the process concerning minor subdivisions, be referred to the Planning Commission.

**ROLL CALL**: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Alderman Ptak Abstain: None

**Motion Carried 7-0** 

Attorney McPhedran updated the council regarding the potential resolution of issues concerning Maxim Construction Company, Hanover Insurance Company and other parties involved in present IKE/Dike project.

Moved by Alderman Schneider and seconded by Alderman Lavieri that in furtherance of the authority provided by the City Council by motion passed September 23, 2014 that we reaffirm and confirm our approval of actions to date and those expected to be taken of the Mayor, Superintendent of Public Works, and other City officials in resolving the issues with Maxim Construction Company/Hanover Insurance Company and others involved in the present Ike/Dike project and related matters including, but not limited to, authorizing the following:

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A. Authorizing new agreement for professional services "amendment number 4" involving HR Green;

- B. Authorizing new agreements with prior subcontractors including, but not necessarily limited to, Dahme Mechanical, Ficek Electric, and Gasvoda;
- C. Authorizing such further modifications and grant maintenance and renewal documents and certifications in that regard as requested by the representatives of the State of Illinois as deemed appropriate in the circumstances;
- D. Authorizing the settlement agreement, release and assignment involving Maxim Construction Company and Hanover Insurance Company;

and that we further reaffirm and confirm the entirety of the authorization and the reasons and basis therefore previously vested in Mayor Jeff Grove and Superintendent of Public Works Jeff Bumgarner jointly pursuant to September 23, 2014 motion and authorization provided therein in regard to resolving the issues as between the City of LaSalle, Maxim Construction Company, Inc. and the Hanover Insurance Company and all related matters.

**ROLL CALL**: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Ptak Abstain: None

## **Motion Carried 7-0**

Mayor Grove thanked Attorney McPhedran, Brian Brown, Jeff Bumgarner, HR Green and the State of Illinois grant staff for their hard work on this issue.

#### **NEW BUSINESS**

Moved by Alderman Lavieri and seconded by Alderman Duncan to accept the Finance Committee's recommendation and empower the Mayor, Finance Director and Economic Development Director, for this round, to make decisions regarding City of La Salle electrical renewal bids.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Alderman Ptak Abstain: None

# **Motion Carried 7-0**

In furtherance of discussions held at the Finance Committee, it was decided that Finance Director Duncan will seek supposals for the refinancing of the 2006 General Obligation Revenue Water Bond.

Alderman Lavieri, Park Board liaison, explained that the board would like to petition the council to honor the late John Pohar Jr. by naming the main road through Rotary Park, John Pohar, Jr. Parkway. The Mayor asked the City Clerk to add this to the next meeting's agenda.

Alderman Lavieri informed the council about an article he read pertaining to the state's Cupcake Law. This law pertains to home bakeries where sales are under \$1,000 per month. He asked Attorney McPhedran to investigate further if the City is required to pass an ordinance concerning this issue.

Mayor Grove brought forward concerns regarding the intersection of McArthur and Hennepin. In addition, he added a request to designate no parking on the south side of McArthur to the first drive way, allowing vehicles turning east to have a place to pull over off of 351.

Alderman Bacidore called a meeting of the Streets, Alleys and Traffic committee on 6:00 p.m. on Tuesday, February 24, 2015 to review the designation of the south side of McArthur from 351 to the first driveway a no parking area, the placement of a stop sign eastbound on McArthur at Hennepin, the placement of a stop sign northbound on Hennepin at McArthur, and no parking on the south side of Second Street from LaHarpe to Sterling (possibly Crosat). Voice vote, all ayes. Motion carried.

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## ORDINANCES AND RESOLUTIONS

Moved by Alderman Lavieri and seconded by Alderman Schneider to approve and place on file **Ordinance 2545**: an ordinance adopting the 2012 International energy Conservation Code with amendments. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

**Motion Carried 7-0** 

Ordinance 2545–Adopting the 2012 International energy Conservation Code with amendments.

Attorney McPhedran stated for the record that the ordinance pertaining to the Rojjan Properties, LLC zoning variances contains the conditions agreed upon in the Zoning Board of Appeals recommendation. This includes the agreement that the premises will be used as a single family dwelling and secondly if the residential structure were to be damaged by fire or other means by more than 50% of the value of the improvements in the residential portion, that there would be no rebuilding as a residence on the first floor of the structure. Attorney McPhedran indicated that the petitioner agreed to these conditions and was also provided with ordinances pertaining to the types of items that can be stored on the premises, as well as information on the types of fences that are allowed.

Moved by Alderman Bacidore and seconded by Alderman Duncan to approve and place on file **Ordinance 2546:** an ordinance authorizing zoning variance regarding residential use in commercial zoning area and related matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

**Motion Carried 7-0** 

Ordinance 2546- authorizing zoning variance regarding residential use in commercial zoning area and related matters.

### **COMMENTS**

Mr. Bob Jansen expressed concerns regarding the clearing of the sidewalk near a building he owns at Third and Joliet.

There were other public comments.

## **APPROVAL OF BILLS**

Moved by Alderman Lavieri and seconded by Alderman Herndon that bills submitted totaling \$440,683.17(Total Payroll \$161,785.10, Bills to be Paid \$63,083.39, Total Bills Paid \$215,814.68) be accepted, paid and placed on file. Each and every alderman has a copy.

**ROLL CALL**: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider NAY: None Absent: Alderman Ptak None Abstain: None

**Motion Carried 7-0** 

Moved by Alderman Reynolds and seconded by Alderman Demes to adjourn the meeting. Voice vote, all ayes. Motion is carried.

ADJOURNED 7:53 p.m.

Carrie Brown, City Clerk